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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROBERT G. LUSTYIK, JR. and
JOHANNES W. THALER,

Defendants.

Case No. 2:12-cr-645 (TC) (DBP)

**GOVERNMENT'S PROPOSED
VERDICT FORM**

The United States, by and through undersigned counsel, respectfully submits the attached proposed verdict form.

Respectfully submitted,

JACK SMITH
Chief

JAIKUMAR RAMASWAMY
Chief

By: /s/ Maria N. Lerner
Peter M. Koski, Deputy Chief
Maria N. Lerner, Trial Attorney
Public Integrity Section

By: /s/ Ann Marie Blaylock Bacon
Ann Marie Blaylock Bacon, Trial Attorney
Asset Forfeiture/Money Laundering Section

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

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ROBERT G. LUSTYIK, JR. and
JOHANNES W. THALER,

Defendants.

Case No. 2:12-cr-645 (TC) (DBP)

VERDICT FORM

Count One

(Conspiracy to Commit Bribery, Obstruction of
Grand Jury Proceeding, and Obstruction of Agency Proceeding)

We, the jury, unanimously find the defendant, ROBERT G. LUSTYIK JR.,

_____ as charged in Count One of the Indictment.
(Guilty or Not Guilty)

We, the jury, unanimously find the defendant, JOHANNES W. THALER,

_____ as charged in Count One of the Indictment.
(Guilty or Not Guilty)

Count Two

(Honest Services Wire Fraud)

We, the jury, unanimously find the defendant, ROBERT G. LUSTYIK JR.,

_____ as charged in Count Two of the Indictment.
(Guilty or Not Guilty)

We, the jury, unanimously find the defendant, JOHANNES W. THALER,

_____ as charged in Count Two of the Indictment.
(Guilty or Not Guilty)

Count Three

(Honest Services Wire Fraud)

We, the jury, unanimously find the defendant, ROBERT G. LUSTYIK JR.,

_____ as charged in Count Three of the Indictment.
(Guilty or Not Guilty)

We, the jury, unanimously find the defendant, JOHANNES W. THALER,

_____ as charged in Count Three of the Indictment.
(Guilty or Not Guilty)

Count Four

(Honest Services Wire Fraud)

We, the jury, unanimously find the defendant, ROBERT G. LUSTYIK JR.,

_____ as charged in Count Four of the Indictment.
(Guilty or Not Guilty)

We, the jury, unanimously find the defendant, JOHANNES W. THALER,

_____ as charged in Count Four of the Indictment.
(Guilty or Not Guilty)

Count Five

(Honest Services Wire Fraud)

We, the jury, unanimously find the defendant, ROBERT G. LUSTYIK JR.,

_____ as charged in Count Five of the Indictment.
(Guilty or Not Guilty)

We, the jury, unanimously find the defendant, JOHANNES W. THALER,

_____ as charged in Count Five of the Indictment.
(Guilty or Not Guilty)

Count Six

(Honest Services Wire Fraud)

We, the jury, unanimously find the defendant, ROBERT G. LUSTYIK JR.,

_____ as charged in Count Six of the Indictment.
(Guilty or Not Guilty)

We, the jury, unanimously find the defendant, JOHANNES W. THALER,

_____ as charged in Count Six of the Indictment.
(Guilty or Not Guilty)

Count Seven

(Honest Services Wire Fraud)

We, the jury, unanimously find the defendant, ROBERT G. LUSTYIK JR.,

_____ as charged in Count Seven of the Indictment.
(Guilty or Not Guilty)

We, the jury, unanimously find the defendant, JOHANNES W. THALER,

_____ as charged in Count Seven of the Indictment.
(Guilty or Not Guilty)

Count Eight

(Honest Services Wire Fraud)

We, the jury, unanimously find the defendant, ROBERT G. LUSTYIK JR.,

_____ as charged in Count Eight of the Indictment.
(Guilty or Not Guilty)

We, the jury, unanimously find the defendant, JOHANNES W. THALER,

_____ as charged in Count Eight of the Indictment.
(Guilty or Not Guilty)

Count Nine

(Honest Services Wire Fraud)

We, the jury, unanimously find the defendant, ROBERT G. LUSTYIK JR.,

_____ as charged in Count Nine of the Indictment.
(Guilty or Not Guilty)

We, the jury, unanimously find the defendant, JOHANNES W. THALER,

_____ as charged in Count Nine of the Indictment.
(Guilty or Not Guilty)

Count Ten

(Obstruction of Grand Jury Proceeding)

We, the jury, unanimously find the defendant, ROBERT G. LUSTYIK JR.,

_____ as charged in Count Ten of the Indictment.
(Guilty or Not Guilty)

We, the jury, unanimously find the defendant, JOHANNES W. THALER,

_____ as charged in Count Ten of the Indictment.
(Guilty or Not Guilty)

Count Eleven

(Obstruction of Agency Proceeding)

We, the jury, unanimously find the defendant, ROBERT G. LUSTYIK JR.,

_____ as charged in Count Eleven of the Indictment.
(Guilty or Not Guilty)

We, the jury, unanimously find the defendant, JOHANNES W. THALER,

_____ as charged in Count Eleven of the Indictment.
(Guilty or Not Guilty)

So say we all, this _____ day of _____, 2014

FOREPERSON